S.B.Cr.Misc. II Bail App. No. 5523/2007
(Yaad Mohd. Vs. State of Rajasthan)

Date of order : 19/11/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. Mukesh Patodia for the petitioner.

Mr. Ashok Upadhyay Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

It is contended by learned counsel for the petitioner that while dismissing the earlier bail application, the petitioner was granted liberty to move a fresh bail application after filing of the challan. Learned counsel submits that the challan has been filed.

Looking to the facts and circumstances of the case and the fact that the allegation against the present petitioner is for the offence under Section 411 IPC triable by a Court of Judicial Magistrate and having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Yaad Mohd. S/o Nazir Khan, be released on bail in FIR No. 360/2007 P.S. City Kotwali, district Bhilwara, provided he executes a personal bond for a sum of Rs. 20,000/- with two sound and solvent sureties in the sum of Rs.

10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP